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Group Art Unit: 1614

Examiner: Donna A. J.

In re Application of:

T. G. Dinan et al.

Application No.: 09/687,384

Filed: October 13, 2000

TREATMENT AND PREVENTION OF For:

> GASTROINTESTINAL DISEASE USING ANTAGONISTS OR PARTIAL

AGONISTS OF 5HT1a RECEPTORS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the document listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. The fee of \$180 required under 37 C.F.R. § 1.17(p) is enclosed.

A copy of the listed document is attached. Applicants note that the listed document is a Romanian publication that is not in English. Applicants have provided an English language translation of this Romanian publication. Applicants respectfully

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request that the Examiner consider the listed document and indicate that it was considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claim in the application and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of the document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

By:

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: November 13, 2003

M. Todd Rands

Reg. No. 46,249

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INFORMATION DISCLOSURE CITATION

| 40 | Atty of ocket No. | 08680.0013 | Appln. No. | 09/687,384 |
|----|-------------------|--------------------|------------|------------|
| | Applicant | T. G. Dinan et al. | | |
| | Filing Date | October 13, 2000 | Group: | 1614 |

| - U.S. PATENT DOCUMENTS | | | | | | |
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| Examiner Initial* | Document Number | Issue Date | Name | Class | Sub Class | Filing Date If Appropriate |
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| | FOREIGN PATI | ENT DOCUMENT | s | | |
|--------------------|---------------------|--------------|-------|--------------|--------------------------|
| Document Number | Publication Date | Country | Class | Sub Class | Translation Yes or No |
| RO 92436 | 1987 | Romania | A61K | 9/20 | Yes |
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| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | |
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